

Richard Button

3:05-CV-00239

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

MARLENE G. MEYER,

Plaintiff,

-vs-

ARG ENTERPRISES, INC. aka STUART
ANDERSON'S CATTLE COMPANY
RESTAURANTS,

Defendant.

Case No. 3:05-cv-00239-TMB**RECEIVED**

MAR 22 2007

CLERK, U.S. DISTRICT COURT
ANCHORAGE, A.K.**COPY**

DEPOSITION OF RICHARD BUTTON

Pages 1 - 44 inclusive

September 28, 2006, 10:00 a.m.

Anchorage, Alaska

PLAINTIFF
EXHIBIT NO. <u>1</u>
ADMITTED <input type="checkbox"/>
<u>3:05-CV-0239</u>
(CASE NUMBER)

Page 1

Richard Button

3:05-CV-00239

<p>Page 42</p> <p>1 A. Yes. Beyond the swing of the door, it's not.</p> <p>2 Q. Okay. I don't have any further questions.</p> <p>3 EXAMINATION</p> <p>4 BY MR. JURASEK:</p> <p>5 Q. Just one quick, regardless if there's an actual</p> <p>6 code violation, does this design of this sidewalk or its</p> <p>7 current condition create a trip hazard?</p> <p>8 MR. EARNHART: Foundation.</p> <p>9 THE WITNESS: In my opinion, yes.</p> <p>10 MR. JURASEK: No further questions.</p> <p>11 MR. EARNHART: All right.</p> <p>12 (Whereupon, the deposition was concluded</p> <p>13 and reading and signing of said deposition</p> <p>14 was not waived.)</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p>Page 44</p> <p>1</p> <p>2 REPORTER'S CERTIFICATE</p> <p>3</p> <p>4</p> <p>5 I, Britney E. Chonka, Court Reporter, hereby</p> <p>6 certify:</p> <p>7 That I am a Court Reporter for Alaska Stenotype</p> <p>8 Reporters and Notary Public in and for the State of</p> <p>9 Alaska at large. I certify Hereby that the forgoing</p> <p>10 transcript is a true and correct transcript of said</p> <p>11 proceedings taken before me at the time and place stated</p> <p>12 in the caption therein.</p> <p>13 I further certify that I am not of counsel to</p> <p>14 either of the parties hereto or otherwise interested in</p> <p>15 said cause.</p> <p>16 In witness whereof, I hereunto set my hand and</p> <p>17 affix my official seal this 10th day of October, 2006.</p> <p>18</p> <p>19</p> <p>20</p> <p>21 BRITNEY E. CHONKA, REPORTER</p> <p>22 Notary Public - State of Alaska</p> <p>23</p> <p>24</p> <p>25</p>
<p>Page 43</p> <p>1 WITNESS CERTIFICATE</p> <p>2 MARLENE MEYER VS. ARG ENTERPRISES CASE NO. 3:05-cv-00239</p> <p>3 RICHARD BUTTON Taken September 28, 2006</p> <p>4 I hereby certify that I have read the foregoing</p> <p>5 deposition and accept it as true and correct, with the</p> <p>6 following exceptions:</p> <p>7</p> <p>8</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22 Date Read (Sign name here)</p> <p>23</p> <p>24 (Use additional paper to note corrections as needed,</p> <p>25 dating and signing each one.)</p>	<p>EXHIBIT "2" of 2</p>

12 (Pages 42 to 44)